

AMENDED IN SENATE MAY 17, 2010

CALIFORNIA LEGISLATURE—2009—10 REGULAR SESSION

**ASSEMBLY BILL**

**No. 2277**

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**Introduced by Assembly Member Fletcher**

February 18, 2010

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An act to amend Section 10608.26 of the Water Code, relating to water.

LEGISLATIVE COUNSEL'S DIGEST

AB 2277, as amended, Fletcher. Water conservation: urban retail water suppliers.

Existing law imposes various water use reduction requirements that apply to urban retail water suppliers, including a requirement that the state achieve a 20% reduction in urban per capita water use by December 31, 2020. For the purpose of meeting this goal, an urban retail water supplier is required to develop urban water use targets and an interim water use target by July 1, 2011, and to take other related action. Existing law requires an urban retail water supplier that supplies water to a United States Department of Defense military installation, for the purpose of preparing an implementation plan to comply with these provisions, to consider specified requirements. On and after July 1, 2016, an urban retail water supplier is not eligible for a water grant or loan awarded or administered by the state unless the supplier complies with these provisions.

This bill, instead, would require an urban retail water supplier that supplies water to that described military installation, for the purpose of preparing that implementation plan, to consider the ~~prior~~ conservation of that military installation, as specified.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     SECTION 1. Section 10608.26 of the Water Code is amended  
2     to read:  
3     10608.26. (a) In complying with this part, an urban retail water  
4     supplier shall conduct at least one public hearing to accomplish  
5     all of the following:  
6         (1) Allow community input regarding the urban retail water  
7         supplier's implementation plan for complying with this part.  
8         (2) Consider the economic impacts of the urban retail water  
9         supplier's implementation plan for complying with this part.  
10        (3) Adopt a method, pursuant to subdivision (b) of Section  
11        10608.20, for determining its urban water use target.  
12        (b) In complying with this part, an urban retail water supplier  
13        may meet its urban water use target through efficiency  
14        improvements in any combination among its customer sectors. An  
15        urban retail water supplier shall avoid placing a disproportionate  
16        burden on any customer sector.  
17        (c) For an urban retail water supplier that supplies water to a  
18        United States Department of Defense military installation, the  
19        urban retail water supplier's implementation plan for complying  
20        with this part shall consider the ~~prior~~ conservation of that military  
21        installation under federal Executive Order 13514 and any other  
22        applicable presidential executive order governing water  
23        conservation by federal agencies.  
24        (d) (1) Any ordinance or resolution adopted by an urban retail  
25        water supplier after the effective date of this section shall not  
26        require existing customers as of the effective date of this section,  
27        to undertake changes in product formulation, operations, or  
28        equipment that would reduce process water use, but may provide  
29        technical assistance and financial incentives to those customers to  
30        implement efficiency measures for process water. This section  
31        shall not limit an ordinance or resolution adopted pursuant to a  
32        declaration of drought emergency by an urban retail water supplier.  
33        (2) This part shall not be construed or enforced so as to interfere  
34        with the requirements of Chapter 4 (commencing with Section  
35        113980) to Chapter 13 (commencing with Section 114380),

1 inclusive, of Part 7 of Division 104 of the Health and Safety Code,  
2 or any requirement or standard for the protection of public health,  
3 public safety, or worker safety established by federal, state, or  
4 local government or recommended by recognized standard setting  
5 organizations or trade associations.

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